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10 IN THE UNITED STATES DISTRICT COURT
11 FOR THE EASTERN DISTRICT OF CALIFORNIA

12
13 UNITED STATES OF AMERICA,) CR. S-03-384 WBS
14 v.)
15 MICHAEL LABRECQUE, and) STIPULATION AND PROPOSED ORDER
16 ALLEN HARROD) TO CONTINUE SENTENCING DATE
17 Defendant.)
18 _____
19) Date: September 2, 2008
20) Time: 8:30 a.m.
21) Judge: Hon. William B. Shubb
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29 On July 14, 2008, the court on it's own motion and with the
30 agreement of counsel, continued the sentencing date in the above-
31 entitled case from July 28, 2008 to September 2, 2008. On or about,
32 July 14, 2008 the parties received the Probation Officer's Response
33 to the defendants' numerous informal objections to the Presentence
34 Report. The parties have conferred and agreed that in light of the
35 sizeable number of contested issues, additional time is needed to
36 prepare for sentencing. The parties respectfully request that the
37 current sentencing date of September 2, 2008 be vacated, and that a
38 briefing schedule and new sentencing date be set. Based on Counsel
for Allen Harrod, Bruce Locke's request that he have 4 weeks to
prepare his formal objections and sentencing memorandum, the parties

1 have agreed to the following briefing schedule:

2 Defendants' Formal Objections/Sentencing Memoranda would be due
3 August 18, 2008; the Government's Response and Sentencing Memorandum
4 would be due September 15, 2008; a Reply if any would be due
5 September 29, 2008 and the Sentencing Hearing would take place on
6 October 14, 2008. The Court's Courtroom Clerk has confirmed the
7 proposed sentencing hearing date of October 14, 2008 is available.

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9 MC GREGOR W. SCOTT
United States Attorney

10 Date: July 21, 2008

11 By /s/ Laurel D. White
12 LAUREL D. WHITE
Assistant U.S. Attorney

13 Date: July 21, 2008

14 /s/ Laurel D. White for
15 BRUCE LOCKE
Counsel for Allen Harrod

16 Date: July 21, 2008

17 /s/ Laurel D. White for
18 CARO MARKS
Counsel for Michael Labrecque

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ORDER

For the reasons stated above by the parties and good cause appearing,

IT IS HEREBY ORDERED THAT the September 2, 2008, sentencing hearing date be vacated. This matter shall be set for sentencing on October 14, 2008 at 8:30 a.m. The defendants' formal objections to the Presentence Report and Sentencing Memoranda shall be filed by August 18, 2008; the Government's Response and Sentencing Memorandum shall be filed by September 15, 2008; any Reply shall be filed by September 29, 2008.

DATED: July 22, 2008

William B. Shubb
WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE